

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Pasqualino L. et al.

Application No.: 02/40357

Filed: December 4, 2001

For: PROCESS FOR RECONSTRUCTING A NON-HUMAN ANIMAL...

Art Unit: 1632

Examiner: Deborah CROUCH

Washington, D.C.

Atty.'s Docket: LOI=1

Date: September 26, 2005

Confirmation No. 8858

THE COMMISSIONER OF PATENTS
U.S. Patent and Trademark Office
Customer Service Window
Randolph Building, Mail Stop Amendment
401 Dulany Street
Alexandria, VA 22314

Sir:

Transmitted herewith is a [XX] **REPLY: AMENDMENT UNDER 37 CFR 1.312 AND REMARKS** in the above-identified application.

[XX] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

[XX] No additional fee is required.

[] The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS
TOTAL	* 19	MINUS	** 20	0
INDEP.	* 1	MINUS	*** 3	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

ADDITIONAL FEE TOTAL

SMALL ENTITY	
RATE	ADDITIONAL FEE
x 25	\$
x 100	\$
+ 180	\$
ADDITIONAL FEE TOTAL	

OR

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 50	\$
x 200	\$
+ 360	\$
TOTAL	

OR

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

[] First - \$ 60.00
[] Second - \$ 225.00
[] Third - \$ 510.00
[] Fourth - \$ 795.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

[] First - \$ 120.00
[] Second - \$ 450.00
[] Third - \$ 1020.00
[] Fourth - \$ 1590.00

Month After Time Period Set

[] Less fees (\$) already paid for month(s) extension of time on .

[] Please charge my Deposit Account No. 02-4035 in the amount of \$.

[] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$.


[] A check in the amount of \$ is attached (check no.).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent prosecuting fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

Attorneys for Applicant(s)

Facsimile: (202) 737-3528
Telephone: (202) 628-5197

By: 
Anne M. Kombau
Registration No. 25,884



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: LOI=1

In re Application of:)	Art Unit: 1632
)	
Pasqualino LOI, et al.)	Examiner: Thaian TON
)	
Appln. No.: 09/980,557)	Washington, D.C.
)	
Filed: December 4, 2001)	Confirmation No. 8858
)	
For: PROCESS FOR RECONSTRUCTING)		September 26, 2005
A NON-HUMAN ANIMAL EMBRYO...)	

REPLY: AMENDMENT UNDER 37 CFR 1.312 AND REMARKS

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Replying to the Notice of allowance mailed July 20,
2005, please amend as follows:

Amendments to the Title begin on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.

Amendments to the Title:

Please replace the title of invention beginning at page 1, line 1 of the specification with the following amended title:

~~PROCESS FOR RECONSTRUCTION A NONHUMAN PRIMATE ANIMAL EMBRYO BY
NUCLEAR TRANSFER USING A HEAT TREATED DONOR NUCLEUS AND
PREPARING A NONHUMAN PRIMATE ANIMAL~~

PROCESS FOR RECONSTRUCTING A NON-HUMAN MAMMALIAN EMBRYO BY
NUCLEAR TRASNFER USING A HEAT TREATED DONOR NUCLEUS AND
PREPARAING A NON-HUMAN MAMMAL